

Under the provisions of Section 413.031 of the Texas Workers' Compensation Act, Title 5, Subtitle A of the Texas Labor Code, effective June 17, 2001 and Commission Rule 133.305, titled Medical Dispute Resolution-General, and 133.307, titled Medical Dispute Resolution of a Medical Fee Dispute, a review was conducted by the Division regarding a medical fee dispute between the requestor and the respondent named above. This dispute was received on June 7, 2002.

I. DISPUTE

Whether there should be additional reimbursement for CPT Code 97110 (2) for date of service February 8, 2002.

II. RATIONALE

The initial dispute submitted by the requestor contained HCFA's, an EOB, and confirmation of communication with the carrier. TWCC database reveals the MR116 letter requesting additional information was sent to the requestor on 7/11/02. The requestor failed to respond with additional information in support of their request for additional reimbursement.

The Commission determined there were unresolved compensability issues on tracking number M4-02-3873-01 and issued a Findings and Dismissal. The requestor's correspondence dated 10/3/03 states in part that "If you would review this medical dispute and refer to the patient's soap note for the date of service in dispute... you will see that the treatment rendered was to the cervical spine, which is the compensable injured body part". On this basis the case was re-activated and docketed under M4-04-3134-01. Review of the file contents confirms the requestor has not responded to the Commission's request for additional information by submitting SOAP notes to support the delivery of service for the date of service in dispute. Therefore, reimbursement is not recommended.

III. DECISION

Based upon the review of the disputed healthcare services within this request, the Division has determined that the requestor is not entitled to reimbursement for CPT code 97110.

The above Findings and Decision is here-by issued this 06th day of November 2003.

Marguerite Foster
Medical Dispute Resolution Officer
Medical Review Division

MF/mf